

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
MEDFORD DIVISION

ROCHELLE RUNDELL-PRINCEHOUSE,  
Plaintiff,

No. 1:10-cv-0988-CL

v.

MICHAEL J. ASTRUE, Commissioner  
of Social Security,  
Defendant.

**ORDER**

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**PANNER, District Judge:**

Magistrate Judge Mark D. Clarke filed a Report and Recommendation, and the matter is now before this court. See 28 U.S.C. § 636(b)(1)(B), Fed. R. Civ. P. 72(b). When either party objects to any portion of a Magistrate Judge's Report and Recommendation, the district court makes a de novo determination of that portion of the Magistrate Judge's report. 28 U.S.C. § 636(b)(1)(C); McDonnell Douglas Corp. v. Commodore Bus. Mach.,

Inc., 656 F. 2d 1309, 1313 (9th Cir. 1981).

Here, plaintiff objects to the Report and Recommendation, so I have reviewed this matter de novo. I agree with Magistrate Judge Clarke's recommendation on the calculation of reasonable attorney's fees for plaintiff's counsel. Accordingly, I ADOPT the Report and Recommendation of Magistrate Judge Clarke.

#### CONCLUSION

Magistrate Judge Clarke's Report and Recommendation (#38) is adopted. Plaintiff's amended motion for attorney's fees (#36) is granted in part. Plaintiff is awarded attorney's fees of \$31,265.26 under 42 U.S.C. § 406(b), minus the previously awarded attorney's fees of \$6,331.67 under the Equal Access to Justice Act.

IT IS SO ORDERED.

DATED this 21 day of February, 2013.

A handwritten signature in black ink, reading "Owen M. Panner", is written over a horizontal line.

OWEN M. PANNER  
U.S. DISTRICT JUDGE